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8 *Attorney for Plaintiffs*

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION

12 IN RE: BEXTRA AND CELEBREX  
13 MARKETING SALES PRACTICES AND  
14 PRODUCT LIABILITY LITIGATION

15 Nancy Osborne, et al.

16 Plaintiffs,

17 vs.

18 Pfizer Inc,

19 Defendant.

Case No.: 3:06-cv-6777-CRB

MDL NO. 1699

District Judge: Charles R. Breyer

STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE

20  
21 Come now the Plaintiff, **Kenard Dales**, in the above-entitled action, and Defendant, by  
22 and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a),  
23 and hereby stipulate to the dismissal of this action **with prejudice** as to the plaintiff named  
24 herein only with each side bearing its own attorneys' fees and costs.

25  
26 DATED: 3/18/, 2010

By: 

27 **Roger L. DeMik, Esq., VSB # 09099**  
28 **Attorney At Law**  
348 Overlook Drive  
P.O. Box 459  
Lebanon, VA 24266

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

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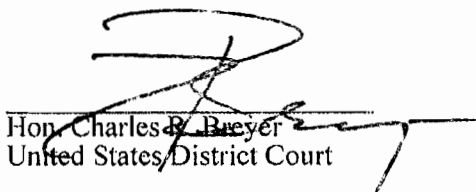
DATED: 03/19, 2010

By: 

Michelle W. Sadowsky  
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**PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,  
IT IS SO ORDERED.**

Dated: April 5, 2010

  
Hon. Charles B. Breyer  
United States District Court

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

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